

1 JOHN R. GRELE
2 State Bar No. 167080
3 149 Natoma, St, third floor
4 San Francisco, California 94105
5 (415) 348-9300 (telephone)
6 (415) 348-0364 (fax)

7 SCOTT KAUFFMAN
8 CALIFORNIA APPELLATE PROJECT
9 101 Second St, suite 600
10 San Francisco, California 94015
11 (415) 495-0500

12 Attorneys for Petitioner
13 ROBERT LEE SMITH

14
15 IN THE UNITED STATES DISTRICT COURT
16
17 NORTHERN DISTRICT OF CALIFORNIA

18 ROBERT LEE SMITH, JR.,
19 Petitioner,
20 v.
21 MICHAEL MARTEL, Warden of
22 California State Prison at
23 San Quentin,
24 Respondent.

25) Case No.: CV 11-3062 EJD
26)
27) STIPULATION AND PROPOSED
28) ORDER TO EXTEND TIME TO
29) FILE
30)
31) DEATH PENALTY CASE

32 The parties having met and conferred, it is hereby STIPULATED that
33 petition shall have one day additional time to file his Motion for Equitable Tolling,
34 to and including April 3, 2012.

35 Respectfully Submitted By:

36 JOHN G. GRELE
37 SCOTT F. KAUFFMAN

38 Attorneys for Petitioner
39 Robert Lee Smith, Jr.

40 By: _____/s
41 John R Grele

42 ///

1 Dated:

KAMALA HARRIS
Attorney General
DANE R. GILLETTE
Chief Assistant Attorney General
GERALD A. ENGLER
Senior Assistant Attorney General
GLENN R. PRUDEN
Supervising Deputy Attorney General
DORIAN JUNG
State Bar No. 241994
Deputy Attorney General

7 Attorneys for Respondent
Michael Martel

8 By: _____
9 Dorian Jung

10
11 PURSUANT TO STIPULATION, IT IS SO ORDERED:

12 Dated: April 10, 2012

13 
14 Edward T. Davila
United States District Judge

15
16
17
18
19
20
21
22
23
24
25
26
27
28